



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बुधवार, 18 मार्च, 1964/28 फाल्गुन, 1885

GOVERNMENT OF HIMACHAL PRADESH EXCISE AND TAXATION DEPARTMENT NOTIFICATION

Simla-4, the 19th December, 1963/28th Agrahayana, 1885

No. Ex. 9-171/58-II.—The draft of the following Rules which the Lieutenant Governor, Himachal Pradesh proposes to make in exercise of the powers conferred on him by sub-section (2) of section 8 of the Dangerous Drugs Act, 1930 (Act No. II of 1930), is hereby published in the Himachal Pradesh Government Gazette as required by section 36 of the said Act, for information of all concerned. Any person who has any objection or suggestion to make, if any, may send the same to the under-signed with in one month from the date of publication of these draft rules. The objections and suggestions, if any, received within the period specified above would be duly taken into consideration before publishing the Rules finally.

DRAFT RULES

1. (1) These rules may be called the Himachal Pradesh Manufactured Drugs Rules, 1964.

(2) They shall, unless it is expressly stated to the contrary, apply to the whole of the Union Territory of Himachal Pradesh.

(A) DEFINITIONS

2. In these rules, unless there is anything repugnant in the subject or context—

- (1) "Act" means the Dangerous Drugs Act, 1930 (II of 1930);
- (2) "Civil Surgeon" means the civil surgeon or other principal medical officer of a district;
- (3) "Excise Commissioner" means the officer who is the Head of the Excise Administration in Himachal Pradesh and is designated as Excise and Taxation Commissioner, Himachal Pradesh;
- (4) "Excise Officer" means and includes every officer invested with the Powers of an Excise Officer under the Punjab Excise Act, 1914;
- (5) "Excise and Taxation Officer" means the officer holding charge of the Excise Administration of the district;
- (6) "Form" means a form appended to these rules;
- (7) "licensed chemist" means a person who has obtained a licence for the possession, compounding and sale of coca derivatives and opium alkaloidal derivatives;
- (8) "licensed druggist" means a person licensed to dispense or to keep a shop for the sale of medicinal hemp or medicinal opium intended for use as medicine and for the manufacture of medicinal opium;
- (9) "medical practitioner" means a person holding a qualification granted by an authority specified or notified under section 3 of the Indian Medical Degrees Act, 1916 (VII of 1916) or the Patiala Medical Degrees Act, 1999 BK., or specified in the Schedules to the Indian Medical Council Act, 1956 (Parliament Act No. 102 of 1956) and the Dentists Act, 1948 (XVI of 1948) or a person registered or eligible for registration in a medical register of the State meant for registration of persons practising allopathic or Unani or Ayurvedic system of medicine;
- (10) "Opium alkaloidal derivatives" means—
 - (i) morphine, that is, the principal alkaloid of opium having the chemical formula C-17 H-19 No. 3 and its sale;
 - (ii) diacetylmorphine, that is, the alkaloid also known as diamorphine or heroin, having the chemical formula C-21 H-23 No. 5 and its salts;
 - (iii) all preparations, official and non-official containing more than 0.2 per cent of morphine or containing any diacetylmorphine;
- (11) "prescription" means prescription given by a medical practitioner for the supply of medicinal opium or coca derivatives or opium alkaloidal derivatives to a patient;
- (12) "State Government" means the Lieutenant Governor, Himachal Pradesh;
- (13) "to export" means to export inter-state as defined in clause (1) of section 2 of the Dangerous Drugs Act, 1930; and

unless the quantity involved in any transaction, or possessed at any one time exceeds one pound.

14. The Excise Commissioner may grant to a licensed druggist or licensed chemist permits in Form D.D. 2 for the import and transport of manufactured drugs, other than prepared opium, not exceeding the quantity which such licensed druggist or chemist is entitled to possess.

15. The Excise Commissioner may grant to a licensed druggist or licensed chemist passes in Form D.D. 3 and D.D. 4 for the export and transport of manufactured drugs, other than the prepared opium, respectively not exceeding the quantity to which such a licensed druggist or chemist is entitled to possess:

Provided that export and transport passes shall not be granted except on the production of a permit signed by the competent authority of the district of destination.

Explanation.—An indent for opium alkaloidal derivatives or coca derivatives countersigned by the Chief Medical Officer or a State or a Civil Surgeon or a Superintendent of a Civil Veterinary Department in a State shall for the purpose of this rule be deemed to be a permit, and shall not require further countersignature.

Note.—A pass shall remain in force only for the period specified therein.

(C) MEDICAL PRACTITIONERS

16. (1) A medical practitioner may possess the following quantities of manufactured drugs other than prepared opium for use in his practice and not for sale:

Provided that a medical practitioner of the indigenous systems of medicines may possess only those manufactured drugs which are included in the indigenous system of medicine:—

(i) Morphine (In all forms)	.. 2 Gms
(ii) Codeine (In all forms)	.. 2 Gms
(iii) Cocaine (In all forms)	.. 2 Gms
(iv) Methadone (In all forms)	.. 1 Gm
(v) Pethidine (In all forms)	.. 2 Gms
(vi) Opium	.. 30 Gms
(vii) Other dangerous drugs	.. A quantity equivalent to 100 average doses, as fixed by the Drug Controller (India) from time to time:

Provided further that the Excise Commissioner may authorise any such practitioner to possess as aforesaid any larger quantity.

Explanation.—(a) The term “use in his practice” covers only the actual direct administration of the drugs in injections, surgical operations or other emergent cases by or in the presence of medical practitioner.

(b) All other issues of the manufactured drugs by a medical practitioner from his dispensary will amount to sale.

(2) (i) A medical practitioner, who is permitted to possess manufactured drugs without a licence under sub-rule (1), shall obtain his supplies from a licensed chemist or druggist only and shall maintain a register showing receipts as well as disposals of each drug. The register shall be in Form D.D. 7-A.

(ii) A separate register or a separate part of the register shall be assigned to each of the following classes of drugs and preparations:—

- (1) Cocaine and ecgonine and preparations containing cocaine or ecgonine;
- (2) morphine, and preparations containing morphine;
- (3) diacetylmorphine and containing its preparations;
- (4) medicinal opium;
- (5) dihydrohydroo codeinone (commonly known as eucodal) and preparations containing dihydrohydrooxycodeinone;
- (6) dihydrocodeinone (commonly known as dicodide) and its preparations;
- (7) extracts or tinctures of Indian hemp;
- (8) dihydromorphinone (commonly known as dialaudide) and preparations containing dihydromorphinone.

(iii) Entries in the register must be made on the day on which the manufactured drug is received or dispensed. It is not necessary that the medical practitioner should himself enter in the register the particulars of manufactured drugs administered by him or under his supervision but entries must be verified by him on the date of entry or on the following date. Where a medical practitioner practises at more than one premises a separate account of manufactured drugs kept at each premises shall be maintained.

(iv) Every entry required to be made and every correction of such an entry must be made in ink and no cancellation, obliteration or alteration shall be made of any entry in the register and any correction of any entry must be made by way of marginal note or foot-note, which must specify the date on which the correction is made.

(v) The stock of manufactured drugs in the possession of a medical practitioner and the accounts relating thereto shall be open for inspection by any officer of the Health Department not below the rank of Assistant Surgeon or District Medical Officer of Health or an Excise Officer not below the rank of Sub-Inspector. The medical practitioner shall, if required to do so by Excise Commissioner, submit such information relating to the transactions in manufactured drugs as may be demanded from him.

(vi) If a messenger is sent by the medical practitioner to take delivery of the manufactured drugs, the messenger must be given an authority in writing signed by him and specifying the messenger by name, to receive the drugs on his behalf. A licensed chemist and druggist is forbidden to deliver drugs to messenger not so authorised. In emergencies, when the medical practitioner is unable to send a signed order the licensee may act on the oral message of a medical practitioner known to him provided that on delivery of the drugs he receives a signed order from the medical practitioner or an undertaking that the signed order will be furnished within twenty-four hours.

(vii) The medical practitioner shall keep the drugs under lock and key.

(viii) while carrying drugs to the house of a patient the medical practitioner shall take full precautions for the safe custody of manufactured drugs. Thefts and losses of manufactured drugs should be forthwith reported to the nearest excise or police official.

(ix) All records including registers and day book must be kept for not less than two years from the date of the last entry therein.

(3) A medical practitioner who wishes to possess, or dispense the manufactured drugs other than prepared opium for use in his practice and not for sale, shall get himself registered on application with the Excise and Taxation Officer of the district concerned. The full particulars of such

registration shall be maintained in a register in Form D.D. 7-B. No fee shall be charged for such registration. The Excise and Taxation Officer, shall, immediately after the registration of the medical practitioner, issue him a 'Registration Certificate', in Form D.D. 7-C which shall be produced by him, on demand by any Excise Officer for inspection.

17. (i) A medical practitioner may mix for use in his medical practice manufactured drugs which he is lawfully entitled to possess and which are required for use in the exercise of his profession.

Note.—A medical practitioner who desires to distribute and sell any manufactured drug must take out a licence under these Rules.

(ii) A medical practitioner of the indigenous system of medicines may prescribe only those manufactured drugs which are included in the indigenous systems of medicines.

18. A medical practitioner may import and transport such quantities of manufactured drugs, other than prepared opium, as he may lawfully possess, save that no medical practitioner may import coca derivatives from outside Himachal Pradesh. The importation of manufactured drugs by post is absolutely prohibited:—

(1) The Excise Commissioner by general or special order authorise a medical practitioner in managing or supervising charge of a hospital or dispensary to possess, import and transport such quantities of manufactured drugs, other than prepared opium and in such manner as may be specified in that order.

(2) The medical practitioner, mentioned in sub-rule (1), shall send an application showing his annual requirements of manufactured drugs, other than prepared opium in the case of civil hospitals or dispensaries to the Director of Health Services, Himachal Pradesh in the case of Military Hospitals, to the Senior Medical Officer-incharge of Military Hospitals, and in the case of veterinary hospitals to the Director of Animal Husbandry Himachal Pradesh, who shall forward it to the Excise Commissioner with his recommendation.

(3) The Excise Commissioner, Himachal Pradesh who will issue the necessary sanction authorising the practitioner to possess specified quantities of manufactured drugs, other than prepared opium, during a year.

(4) On receipt of sanction the medical practitioner will obtain his requirements from time to time, within the limits of the quantities of manufactured drugs, other than prepared opium, specified therein, but if at any time, his requirements are likely to exceed the specified quantities, he shall apply for additional quantities in like manner. The annual indent shall be obtained from the same firm, from which the first requirement is obtained and each receipt and issue shall be noted in the register in Form D.D. 7-A to facilitate check.

19. The Excise Commissioner may grant to a medical practitioner, a permit in Form D.D. 2 for the import or transport of medicinal hemp, medicinal opium and opium alkaloidal derivatives.

(D) LICENSED DRUGGISTS D.D. 5 LICENSES

20. (a) The Excise Commissioner or any other officer specially empowered by him in this behalf, may on the recommendation of the State Drug Controller, Himachal Pradesh grant to any person a druggist's licence

in Form D.D. 5 on payment of a fee of rupees ten and subject to the following conditions:

Provided that no licence in Form D.D. 5 shall be granted to a person who does not hold licences in Forms F. 20 and F. 21 of the Drugs Rules, 1945, made under the Drugs Act, 1940 (XXIII of 1940):—

- (1) The licensee shall be bound by the provisions of the Act and these rules and any other rules which may, from time to time, be made under the Act.
- (2) The licensee shall be responsible for the acts and omissions of every person employed by him in carrying on his business and of all his servants, as if the said acts and omissions were his own.
- (3) The licensee shall not permit any manufactured drug, which he is authorised to sell, to be dispensed or handled by any person other than a medical practitioner or a dispenser registered under the Pharmacy Act, 1948 (Act No. VII of 1948).
- (4) The licensee shall be authorised to sell the following drugs for medicinal purposes only—
 - (i) medicinal hemp;
 - (ii) medicinal opium;
 - (iii) preparations containing medicinal hemp or medicinal opium.
- (5) The licensee shall not have in his possession any medicinal hemp, medicinal opium or excise opium in quantities in excess of those stated in his licence, and shall not keep the same in any place except the premises described in the licence. He may also possess such quantity of pure opium as is specified in the licence for the manufacture of medicinal opium.
- (6) The licensee shall procure his supplies either from a licensed vendor in Himachal Pradesh or by importation from a licensed vendor in some other State, after obtaining from the Deputy Commissioner a permit in Form D.D. 2. The importation of his supplies by post is absolutely prohibited.
- (7) The licensee is authorised to manufacture medicinal opium and to compound any preparation containing medicinal hemp or medicinal opium from the materials which he is lawfully entitled to possess.
- (8) The licensee shall maintain correct accounts of all transactions. Such accounts shall show, in respect of each receipt, the source of supply and the quantity received, and, in respect of issues, the quantity issued each day, the original prescriptions on which they have been issued and in the case of issues made otherwise than on a prescription, receipts from the persons to whom the issues were made. Such accounts shall be preserved for not less than two years from the date of the last entry in the accounts, and should be signed by any excise officer who inspects the licensed premises.
- (9) Any package or bottle containing drugs shall before sale be marked with the quantity of the drugs in the package or bottle.
- (10) A preparation, admixture, extract or other substance containing drugs shall be sold only in a package or bottle plainly marked—
 - (i) in the case of a powder, solution or ointment, with the total quantity thereof in the package or bottle and the percentage of the drugs in the powder, solution or ointment; and

- (ii) in the case of tablets or other articles, with the quantity of drugs in each article, and the number of articles in the package or bottle.
- (11) All stocks of the pure opium, medicinal hemp and medicinal opium and all accounts and records of transactions under the licence shall be open to inspection by any officer of the Excise Department not below the rank of a Sub-Inspector, and any officer of the Drugs Control Department not below the rank of a Drugs Inspector.
 - (12) The licensee shall on requisition by the Excise Commissioner or any officer duly authorised by him in this behalf deliver up his licence for amendment or for the issue of a fresh licence.
 - (13) The licensee shall on the first day of every quarter submit a correct quarterly statement showing the quantity of pure opium medicinal hemp and medicinal opium received by him during the quarter, the quantity sold by him and the quantity remaining in his possession to the Excise and Taxation Officer of the district concerned and the Drugs Inspector of the Drugs Control Department, Himachal Pradesh.
 - (14) If on the expiry or cancellation of the licence, any stocks of pure opium, medicinal hemp or medicinal opium remain in the possession of the licensee, he shall at once surrender these stocks to the Excise Commissioner. If any portion of these stocks is declared by the Civil Surgeon to be unfit for human consumption the Excise Commissioner shall forthwith cause that portion to be destroyed, and the licensee shall not be entitled to claim any compensation for loss resulting from the destruction of such a portion of the drugs.
 - (15) If any portion of the drugs is fit for human consumption, the Excise Commissioner shall make over such opium medicinal hemp or medicinal opium in any quantity not exceeding that which the transferee is likely to sell within two months, to the incoming licensed vendor, who is taking the place of the previous licensee if the latter has surrendered these to the Excise Commissioner or to any other licensed vendor of the district.
 - (16) The licensee shall be bound to accept from the Excise Commissioner any portion of excise opium, medicinal hemp and medicinal opium, which in the opinion of the Excise Commissioner does not amount to more than two months' supply, at such a price as shall be determined by the Excise Commissioner. The price shall be paid to the previous licensee, if he has surrendered the drugs in question to the Excise Commissioner.
 - (17) A licensed druggist may import, export or transport such quantity of medicinal hemp and medicinal opium as may be specified in his licence.
- (b) (1) The Excise Commissioner shall in respect of each licence fix and shall record in the licence the maximum quantity of medicinal hemp or medicinal opium which the licensee may possess at any one time for the purpose of vend or the manufacture of medicinal opium.
- (2) A licensed druggist may, subject to the conditions of his licence,

sell medicinal hemp or medicinal opium for medicinal purposes only and to the undermentioned persons:—

- (i) a medical practitioner, who (i) is either known to the licensed druggist, or (ii) is introduced by someone known to the licensee, and either signs the register in person or sends a written or signed order stating his name, address and the name and quantity of the article required. In the later case the licensee must satisfy himself as to the genuineness of the signature and qualification of the medical practitioner. If the drugs are transported by post these shall be sent by registered post. In case of real emergency the licensee may act on an oral message and send the drug; provided that the licensee is satisfied with the genuineness of the order and on the delivery he receives from the medical practitioner the signed order or an undertaking that the signed order will be furnished within twenty-four hours. If such signed order is not received within twenty-four hours, the licensee shall forthwith report full details of the transaction to an Excise Officer not below the rank of an Excise Sub-Inspector;
- (ii) a druggist licensed under these rules or under any rules for the time being in force in any other State;
- (iii) any other person authorised under these rules;
- (iv) any person holding the prescription of a medical practitioner.

(3) All prescriptions for the dispensing of such drugs shall be written out in Form D. D. 7 and the licensee shall be responsible that the prescriptions on the authority of which such drugs are to be sold, are made out in that form.

(4) The license shall sell the drugs in such quantities and for the use of such persons only as may be specified in the prescription.

(E) LICENSED CHEMISTS—D. D. 6 LICENSEES

21. (a) The Excise Commissioner or any other officer specially empowered by him in this behalf may, on the recommendation of the State Drug Controller, Himachal Pradesh, grant to any person a Chemist's licence in Form D.D. 6 on payment of a fee of rupees twenty-five and subject to the following conditions:

Provided that no licence in Form D. D. 6 shall be granted to a person who does not hold licenses in Forms F. 20 and F. 21 of the Drugs Rules, 1945, made under the Drugs Act, 1940 (XXIII of 1940):

Provided further, that except with the special sanction of the Excise Commissioner such a licence shall not authorise the chemist to possess a greater quantity than 4 ounces of opium alkaloidal derivatives or 4 ounces of coca derivatives:—

- (1) The licensee shall be bound by the provisions of the Act and these rules and any other rules which may, from time to time, be made under the Act.
- (2) The licensee shall be responsible for the acts and omissions of every person employed by him in carrying on his business and of all his servants, as if the said acts and omissions were his own.
- (3) The licensee shall not permit any manufactured drug, which he is authorised to sell, to be dispensed or handled by any person other than a medical practitioner or a dispenser registered under the Pharmacy Act, 1948 (Act No. VII of 1948).

- (4) The licensee is authorised to sell the following drugs—
- (i) coca derivatives,
 - (ii) morphine,
 - (iii) diacetylmorphine, and
 - (iv) all preparations containing more than 0.2 per cent of morphine or containing any diacetylmorphine.
- (5) The licensee shall not sell or keep coca derivatives or opium alkaloidal derivatives, herein after called the “drugs”, in greater quantities than specified in his licence or except in the premises described in the licence.
- (6) The licensee shall procure his supplies either from a licensed vendor in Himachal Pradesh or by importation from a licensed vendor in some other State, after obtaining from the Excise Commissioner a permit in Form D. D. 2. The importation of these drugs by post is absolutely prohibited.
- (7) The licensee is authorised to compound any preparation containing morphine, diacetylmorphine or cocaine from the materials which he is lawfully entitled to possess. He shall also enter in the prescription the name of a person, firm or body corporate dispensing the prescription, the address of the premises at which, and the date on which it is dispensed.
- (8) In the case of every sale, otherwise than on a prescription, the licensee shall obtain a pass in Form D. D. 3 or D. D. 4 to cover the export or the transport of the consignment to its destination.
- (9) The licensee shall maintain correct accounts of all transactions. Such accounts shall, in respect of each receipt, the source of supply, and the quantity received, and, in respect of each issue the quantity issued, and the name and address of the person to whom it is issued. He shall file in support of his accounts of receipts, the export or transport passes, and in respect of his account of issues, the original prescription on which they have been issued and in the case of issues made otherwise than on a prescription, receipts from the person to whom the issues were made. Such accounts and documents shall be preserved for not less than two years from the date of the last entry in the accounts.
- (10) (i) In the case of preparations containing cocaine, morphine or discetylmorphine, the bottles, phials, packages, or other containers of these preparations or the lables affixed to them shall either plainly show the actual quantity of the drugs present in each container, or give sufficient particulars to admit of the ready calculation of such quantity.
- (ii) A package or a bottle containing the drugs shall before sale be marked with the quantity of the drugs in the package or the bottle;
- (iii) A preparation, admixture, extract or, any other substance containing any of these drugs shall be sold only in package or bottle plainly marked—
- (a) in the case of a powder, solution or ointment, with the total quantity thereof in the package or bottle, and the percentage of the drugs in the powder, solution or ointment;

(b) in the case of tabloids or other similar forms of preparations, with the quantity of the drugs in each tabloid or other similar forms of preparation, and the number of tabloids or other similar forms of preparation in the package or bottle.

- (11) All stocks of cocaine, morphine, or discetylmorphine and preparations thereof, and all accounts and records of transactions under the licence shall be open to inspection by any officer of the Excise Department not below the rank of a Sub-Inspector, and any officer of the Drugs Control Department not below the rank of a Drugs Inspector.
- (12) The licensee shall on requisition by the Excise Commissioner or by any officer duly authorised by him in this behalf deliver up his licence for amendment or for the issue of a fresh licence.
- (13) The licensee shall on the first day of every quarter submit a correct quarterly statement, showing the quantity of the drugs received by him during the previous quarter, the quantity sold by him and the quantity remaining in his possession, to the Excise and Taxation Officer of the district concerned, and the Drugs Inspector of the Drugs Control Department, Himachal Pradesh.
- (14) If on the expiry or cancellation of the licence, any stocks of the drugs remain in the possession of the licensee he shall at once surrender these stocks to the Excise Commissioner. If any portion of these stocks is declared by the Civil Surgeon to be unfit for human consumption, the Excise Commissioner shall forthwith cause that portion to be destroyed and the licensee shall not be entitled to claim any compensation for loss resulting from the destruction of such a portion of the drugs.
- (15) If any portion of the drugs is fit for human consumption, the Excise Commissioner shall make over such portion of the drugs, in any quantity not exceeding that which the transferee is likely to sell within two months, to the incoming licensed vendor, who is taking the place of the previous licensee, if the latter has surrendered the drugs in question to the Excise Commissioner, or to any other licensed vendor of the district.
- (16) The licensee shall be bound to accept from the Excise Commissioner any portion of the drugs, which, in the opinion of the Excise Commissioner, does not amount to more than two months supply at such a price as may be determined by the Excise Commissioner. This price shall be paid to the licensee who has surrendered the drugs in question to the Excise Commissioner.
- (17) A licensed chemist may import, export or transport such quantity of opium alkaloidal derivatives (excluding prepared opium and coca derivatives as may be specified in his licence.

(b) (i) The Excise Commissioner shall in respect of each such licence fix and record in the licence the maximum quantity of opium alkaloidal derivatives or coca derivatives which the licensee may possess at any one time for the purpose of vend as well as for the manufacture preparations of morphine, diacetylmorphine and cocaine.

(ii) A licensed chemist may, subject to the conditions of his licence, sell opium alkaloidal derivatives or coca derivatives to:—

- (1) a medical practitioner, who (a) is either known to the licensed chemist, or (b) is introduced by someone known to the licensee

and either signs the register in person or sends a written or signed order stating his name, address and the name and quantity of the article required. In the later case the licensee must satisfy himself as to the genuineness of the signature and qualification of the medical practitioner. If the drugs are transported by post these shall be sent by registered post. In case of real emergency the licensee may act on an oral message and send the drugs: provided that the licensee is satisfied with the genuineness of the order and on the delivery he receives from the medical practitioner the signed order or an undertaking that the signed order will be furnished within 24 hours. If such signed order is not received within 24 hours the licensee shall forthwith report full details of the transaction to an excise officer not below the rank of an Excise Sub-Inspector;

- (2) a chemist licensed under these rules or under the rules for the time being in force in any other State;
- (3) any other person authorised under these rules;
- (4) any person holding a prescription in Form D.D. 7 subject to the following conditions, namely:—

- (i) he shall sell the opium alkaloidal derivatives or coca derivatives in such quantity and for the use of such person only as may be specified in the prescription;
- (ii) if the prescription does not bear a superscription by a medical practitioner stating that it is to be repeated and at what interval of time it is to be repeated, and how many times it is to be repeated, he shall sell the opium alkaloidal derivatives or coca derivatives once only on such a prescription and shall retain the prescription:

Provided that he shall first warn the person presenting the prescription that unless it bears such a superscription, as aforesaid, it shall be retained;

- (iii) if the prescription bear a superscription as aforesaid he shall enter in the prescription the date of sale and shall sign or seal the prescription:

Provided that if it appears that opium alkaloidal derivatives or coca derivatives have already been sold on the prescription 6 times or such a number of times as the prescription is required to be repeated, or that the interval specified in the prescription has not elapsed since the prescription was last dispensed, he shall not sell the morphia drugs or coca derivatives on such prescription unless it has further been superscribed by the medical practitioner;

- (iv) any other condition that may be prescribed in his licence.

(F) GRANT, RENEWAL AND CANCELLATION OF LICENSES

22. (1) Any officer empowered to grant a licence, permit or pass under any of these rules may in his discretion either grant the licence, permit or pass, as the case may be, applied for or by an order in writing refuse to grant such a licence, permit or pass.

(2) A person whose application for any licence, permit or pass has been refused shall not be entitled to be informed of the reasons upon which such refusal is based.

23. A licence shall remain in force from the date of issue till the 31st March next following, on which date it shall expire unless renewed.

24. Every application for renewal of licence shall be submitted to the Excise and Taxation Officer of the district concerned at least two months before the commencement of the year for which is required and shall be accompanied by a treasury challan showing payment of fee prescribed for the grant of such a licence.

25. The officer empowered to grant a licence, may renew the licence or on sufficient cause shown refuse to renew it after giving him a reasonable opportunity of being heard.

26. (1) Any licence or permit granted under these rules may be revoked or suspended by the licensing authority if the holder or any person in his employ is found to have committed a breach of the conditions thereof or any of the provisions of these rules, or has been convicted of an offence under the Dangerous Drugs Act, 1930, Opium Act 1878, Drugs Act, 1940 or under the law for the time being in force relating to excise, revenue or of any offence under the Indian Penal Code:

Provided that such revocation or suspension shall not be made until the holder of the licence or permit has been given a reasonable opportunity of showing cause against the action proposed to be taken.

(2) Every such order shall be in writing and shall specify the reasons for the suspension or revocation and shall be communicated to the licensee.

27. (1) Every licence or permit granted under these rules shall be held to have been granted personally to the person named therein, and shall not be transferable.

(2) If any licensee or permit holder dies before or during the currency of his licence or permit his licence or permit shall forthwith determine:

Provided that the Excise Commissioner may in his discretion continue any such licence or permit in force in favour of the legal representative of the deceased licensee or permit holder.

28. Subject to the provisions of the Act and these rules, the Excise Commissioner, may, from time to time, give such directions as he may think fit, for the purpose of carrying out the provisions of these rules.

(G) APPEAL AND REVISION

29. (1) An appeal shall lie from an original or appellate order of an Excise Officer to—

the Excise Commissioner, when the order is made by an Excise Officer below the rank of Excise Commissioner.

(2) Every memorandum of appeal must be presented within one month from the date of the communication of the order appealed against.

(3) Every memorandum of appeal shall be accompanied by the order appealed against in original, or by certified copy of such an order, unless the omission to produce such an order or copy is explained to the satisfaction of the appellate authority. The time requisite for obtaining certified copy of such order shall be excluded in computing the period of limitation.

30. The Excise Commissioner may revise any order passed by any Excise Officer subordinate to him under these rules.

31. The Excise Commissioner may review his own order:

Provided that no such order shall be passed against any licensee or permit holder unless he has been given a reasonable opportunity of being heard.

FORM D. D. 1

APPLICATION FOR PERMIT TO IMPORT/TRANSPORT
MANUFACTURED DRUGS OTHER THAN PREPARED
OPIUM IN HIMACHAL PRADESH

1. Name and address of applicant.....
2. The above names being—
 - (a) A licensed druggist/A licensed chemist in the.....
District licensed to possess medicinal hemp/medicinal opium/
coca derivatives/opium alkaloidal derivatives.
 - (b) A Government servant, that is to sayrequiring
the manufactured drugs other than prepared opium requiring
the same in his official capacity.
3. And having in hand manufactured drugs as follows:—
 - (1) Medicinal hemp.....
 - (2) Medicinal opium.....
 - (3) Coca derivatives.....
 - (4) Opium alkaloidal derivatives.....
4. Desires to import/transport by land from Messrs.....
licensed to sell such drugs at.....in the.....district or
State of.....manufactured drugs other than prepared
opium as follows:—
 - (1) Medicinal hemp.....
 - (2) Medicinal opium.....
 - (3) Coca derivatives.....
 - (4) Opium alkaloidal derivatives.....

The.....19

Signed.....

Note.—This application should be submitted to the Excise and Taxation Officer of the district in duplicate. The Excise and Taxation Officer after verifying paragraph 2 and if he thinks necessary, paragraph 3 also should sign the enforcement and forward both copies to the Excise Commissioner. One of these shall be returned with the permit and shall be filed in Excise and Taxation Officer's Office.

Excise and Taxation Office,
.....District.

Memo. No.....Dated the.....

The application above is submitted to the Excise Commissioner.....
for the grant of permit.

Excise and Taxation Officer,
.....District.

No.....

Excise Commissioner's Office,
dated the.....19

Permit No.....for the import/transport of manu-
factured drugs, other than prepared opium, as detailed in the application
above is forwarded herewith.

Excise Commissioner,
Himachal Pradesh.

FORM D. D. 2

(FOIL)

(To be retained in the office of issue)

Permit and pass (on the reverse) for the import/permit for the transport of manufactured drugs other than prepared opium into Himachal Pradesh.

Before the drugs covered by the permit are exported from any State, the permit must be presented to the Collector of the district of export and the export pass on the reverse must be completed and signed by such officer.

Permit No.....for the transport/import of Opium/Medicinal hemp/Medicinal opium/Coca derivatives/Opium alkaloidal derivatives.

Permit granted to (a).....
to transport/import by land from (b).....
into.....opium/medicinal hemp/medicinal opium/coca derivatives/
opium alkaloidal derivatives to the amount of.....as
specified below viz.

Description of each class of drug	Weight of quantity			Remarks
	Ozs.	Drs.	Grs.	

The permit must be used within two months of the date of its issue. One copy of the permit and the pass on the reverse shall be delivered on arrival of the consignment of opium/medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives at its destination to.....
(c)

The bulk of the consignment shall not be broken in transit.

Dated.....19

Excise Commissioner,
Himachal Pradesh.

(a) Here state the name and designation of the consignee.

(b) Here state the locality and district.

(c) Here state the official designation of the person to whom the pass is to be delivered.

FORM D.D. 2

(DUPLICATE)

(To be given to the importer)

Permit and pass (on the reverse) for the import/permit for the transport of manufactured drugs other than prepared opium into Himachal Pradesh.

Before the drugs covered by the permit are exported from any State, the permit must be presented to the Collector of the district of export and the export pass on the reverse must be completed and signed by such officer.

Permit No.....for the transport/import of Opium/Medicinal hemp/Medicinal opium/Coca derivatives/Opium alkaloidal derivatives.

Permit granted to (a).....
to transport/import by land from (b).....
into.....opium/medicinal hemp/medicinal opium/coca derivatives/
opium alkaloidal derivatives to the amount of.....
as specified below viz.

Description of each class of drug	Weight of quantity			Remarks
	Ozs.	Drs.	Grs.	

The permit must be used within two months of the date of its issue.
One copy of the permit and pass on the reverse shall be delivered on arrival
of the consignment of opium/medicinal hemp/medicinal opium/coca
derivatives/opium alkaloidal derivatives at its destination to.....
(c).....

The bulk of the consignment shall not be broken in transit.

Dated.....19 .

Excise Commissioner,
Himachal Pradesh.

(a) Here state the name and designation of the consignee.

(b) Here state the locality and district.

(c) Here state the official designation of the person to whom the pass
is to be delivered.

FORM D. D. 2

(TRIPLICATE)

(To be sent to the Collector of the exporting district)

Permit and pass (on the reverse) for the import/permit for the trans-
port of manufactured drugs other than prepared opium into Himachal
Pradesh.

Before the drugs covered by the permit are exported from any State
the permit must be presented to the Collector of the district of export and
the export pass on the reverse must be completed and signed by such officer.

Permit No.....for the transport/import of Opium/
Medicinal hemp/Medicinal opium/Coca derivatives/Opium alkaloidal
derivatives.

Permit granted to (a)
to transport/import by land from (b)
into.....opium/medicinal hemp/medicinal opium/coca derivatives/
opium alkaloidal derivatives to the amount of.....
as specified below viz.

Description of each class of drug	Weight of quantity			Remarks
	Ozs.	Drs.	Grs.	

The permit must be used within two months of the date of its issue. One copy of the permit and pass on the reverse shall be delivered on arrival of the consignment of opium/medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives at its destination to.....
(c)

The bulk of the consignment shall not be broken in transit.
Dated.....19 Excise Commissioner,
Himachal Pradesh.

- (a) Here state the name and designation of the consignee.
(b) Here state the locality and district.
(c) Here state the official designation of the person to whom the pass is to be delivered.

FORM D. D. 2 (REVERSE)

Pass for the export of opium/medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives.

(Foil)

This pass is to remain in force.....
from (a)
to (a)

The opium/medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives covered by is shall be conveyed by (b).....
in charge of (c).....
in (d).....

Dated.....19 Collector of Customs.

.....Collector,
.....District.

- (a) Here specify date and hour.
(b) Here state route and mode of conveyance.
(c) Here give name of person, if any.
(d) Here state number and description of packages.

FORM D.D. 2 (REVERSE)

Pass for the export of opium/medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives.

(Duplicate)

This pass is to remain in force.....
from (a)
to (a)

The opium/medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives covered by is shall be conveyed by (b).....
in charge of (c).....
in (d).....

Dated.....19Collector of Customs.

..... Collector,
.....District.

- (a) Here specify date and hour.
(b) Here state route and mode of conveyance.
(c) Here give name of person, if any.
(d) Here state number and description of packages:

FORM D.D. 2 (REVERSE)

Pass for the export of opium/medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives.

(Triplicate)

This pass is to remain in force.....
from (a)
to (a).....

The opium/medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives covered by is shall be conveyed by (b).....
in charge of (c).....
in (d).....

Dated.....19Collector of Customs.

..... Collector,
.....District.

- (a) Here specify date and hour.
(b) Here state route and mode of conveyance.
(c) Here give name of person, if any.
(d) Here state number and description of packages.

FORM D.D. 3

(FOIL)

(To be retained in the office of the issue)

Pass for the export of manufactured drugs other than prepared opium
No.....Dated.....

Licensed Druggists/Licensed Chemist at.....
authorised to possess medicinal hemp/medicinal opium/coca derivatives/
opium alkaloidal derivatives upto.....oz. is hereby authorised

to export.....oz.....drs.....grs.
of.....from his licensed premises at.....
to the licensed premises of.....
at.....

This pass shall be carried with the consignment of the drugs, the export of which it is intended to cover, and is current uptill.....

One copy of this pass must be filed in the licensed premises.

(Signature and full official designation of the officer
granting the pass).

Omit in the case of export to a Government or State official.

FORM D.D. 3

(DUPLICATE)

(To be given to the exporter)

Pass for the export of manufactured drugs other than prepared opium

No. Dated.....

Licensed Druggists/Licensed Chemist at.....
authorised to possess medicinal hemp/medicinal opium/coca derivatives/
opium alkaloidal derivatives upto.....oz.
is hereby authorised to export.....oz.....
drs.....grs. of.....from
his licensed premises at.....to the licensed premises
of....., at.....

This pass shall be carried with the consignment of the drugs, the export of which it is intended to cover, and is current uptill.....

One copy of this pass must be filed in the licensed premises.

(Signature and full official designation of the officer
granting the pass).

Omit in the case of export to a Government or State official.

FORM D.D. 3

(TRIPLICATE)

(To be sent to the Collector of the district of destination)

PASS FOR THE EXPORT OF MANUFACTURED DRUGS OTHER
THAN PREPARED OPIUM

No..... Dated.....19 ..

Licensed Druggists/Licensed Chemist at.....
authorised to possess medicinal hemp/medicinal opium/coca derivatives/
opium alkaloidal derivatives upto.....oz. is hereby authorised to export
.....oz..... dras.....
grs. of.....from his licensed premises at.....
.....to the licensed premises of
at.....

This pass shall be carried with the consignment of the drugs, the export of which it is intended to cover, and is current uptill.....

One copy of this pass must be filed in the licensed premises.

(Signature and full official designation of the officer granting the pass).

Omit in the case of export to a Government or State official.

FORM D.D. 4

(Foil)

(To be retained in the office of issue)

PASS FOR THE TRANSPORT OF MANUFACTURED DRUGS
OTHER THAN PREPARED OPIUM

No. Dated.....19
Licensed Druggist/Licensed Chemist at.....
authorised to possess medicinal hemp/medicinal opium/coca derivatives/
opium alkaloidal derivatives upto.....is hereby authorised
to transport.....ozs.....drs.
.....grs. of.....
from his licensed premises at.....to the licensed
premises of.....at.....

One copy of this pass shall be carried with the consignment of the drugs, the transport of which it is intended to cover. It is current until

One copy of this pass must be filed in the licensed premises.

(Signature and full official designation of the officer granting the pass).

FORM D.D. 4

(Duplicate)

(To be given to the transporter)

PASS FOR THE TRANSPORT OF MANUFACTURED DRUGS
OTHER THAN PREPARED OPIUM

No. Dated.....19
Licensed Druggist/Licensed Chemist at.....authorised to
possess medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal
derivatives upto.....is hereby
authorised to transport.....ozs.
.....drs.....grs. of.....
from his licensed premises at.....
to the licensed premises of.....
at

One copy of this pass shall be carried with the consignment of the drugs, the transport of which it is intended to cover. It is current until

One copy of this pass must be filed in the licensed premises.

(Signature and full official designation of the officer granting the pass).

FORM D.D. 4

(Triplicate)

(To be sent to the Excise and Taxation Officer of the district of destination)

**PASS FOR THE TRANSPORT OF MANUFACTURED DRUGS
OTHER THAN PREPARED OPIUM**

No. Dated.....19 .

Licensed Druggist/Licensed Chemist at.....authorised to possess medicinal hemp/medicinal opium/coca derivatives/opium alkaloidal derivatives up to.....is hereby authorised to transport.....ozs.drs.grs. of..... from his licensed premises at..... to the licensed premises of..... at.....

One copy of this pass shall be carried with the consignment of the drugs, the transport of which it is intended to cover. It is current until

One copy of this pass must be filed in the licensed premises.

(Signature and full official designation of the officer granting the pass).

FORM D. D. 5

DRUGGIST'S LICENCE

Licence for the sale by licensed druggists of medicinal hemp/medicinal opium granted on payment of a fee of (Rs. 10) ten rupees.

District.....
No. of licence.....
Name and description of licence.....
.....
Locality of vend premises.....

The person named above and hereinafter called the licensee, is hereby authorised by the Excise Commissioner to possess and sell medicinal hemp and medicinal opium, hereinafter referred to as "the drugs", from the date of this licence to the 31st of March,subject to the following conditions:—

- (1) The licensee shall be bound by the provisions of the Dangerous Drugs Act II of 1930, and the Himachal Pradesh Manufactured Drugs Rules, 1963 and any other rules which may from time to time be prescribed under the said Act.
- (2) The licensee shall be responsible for the acts and omissions of every person employed by him in carrying on his business, and of all his servants, and if the said acts and omissions were his own.
- (3) The licensee shall not permit any drug, which he is authorised to sell, to be dispensed or handled by any person other than a medical practitioner or a dispenser registered with the Pharmacy Act, 1948 (Act No. VII of 1948).

- (4) The licensee is authorised to sell the following drugs for medicinal purposes only:—
 - (a) medicinal hemp;
 - (b) medicinal opium;
 - (c) preparations containing medicinal hemp or medicinal opium.
- (5) The licensee shall not at any time have in his possession the drugs in greater quantities than the following and keep the same in any place except in the premises described above:—

Medicinal hemp.....
Tincture of opium.....
Extract of opium.....
Wine of opium.....
Liquid extract of opium.....
Liniment of opium.....
Confection of opium.....
Compound opium powder.....
Amount to be entered here by the Collector.....

 (One ounce equals 437.5 grains avoirdupois).
- (6) The licensee shall obtain the drugs either from a licensed vendor in Himachal Pradesh or by importation from a licensed vendor in some other State, after obtaining from the Excise Commissioner, the necessary permit in the Form D. D. 2. The importation of his supplies by post is absolutely prohibited.
- (7) The licensee is authorised to manufacture medicinal opium and to compound any preparation containing medicinal hemp or medicinal opium from the materials which he is lawfully entitled to possess.
- (8) The licensee shall maintain correct accounts of all transactions. Such accounts shall show in respect of each receipt, the source of supply and the quantity received, and, in respect of issue, the quantity issued each day. Such accounts shall be preserved for not less than two years from the date of the last entry in the accounts and should be signed by any excise officer who inspects the licensed premises.
- (9) Any package or bottle containing the drugs shall before sale be marked with the quantity of the drugs in the package or bottle.
- (10) A preparation, admixture, extract or other substance containing the drugs shall be sold only in a package or a bottle plainly marked—
 - (1) In the case of a powder, solution or ointment with the total quantity thereof in the package or bottle, and the percentage of the drugs in the powder, solution or ointment;
 - (2) in the case of tablets or other articles with the quantity of the drugs in each article and the number of articles in the package or the bottle.
- (11) All stocks of the drugs and all accounts and records of transactions under this licence shall be open to inspection by any officer of the Excise Department not below the rank of a Sub-Inspector and any officer of the Drug Control Department not below the rank of a Drugs Inspector.
- (12) The licensee shall, on requisition by the Excise Commissioner or by any officer duly authorised by him in this behalf deliver up his licence for amendment or for the issue of a fresh licence.

- (13) The licensee shall on the first day of every quarter submit a correct quarterly statement showing the quantity of the drugs received by him during the quarter, the quantity sold by him and the quantity remaining in his possession to the Excise and Taxation Officer of the district concerned and the Drugs Inspector of the Drugs Control Department, Himachal Pradesh.
- (14) If on the expiry or cancellation of this licence any stocks of opium, medicinal hemp or medicinal opium remain in the possession of the licensee, he shall at once surrender these stocks to the Excise Commissioner. If any portion of these stocks is declared by the Civil Surgeon, to be unfit for human consumption, the Deputy Excise Commissioner shall forthwith cause that portion to be destroyed and the licensee shall not be entitled to claim any compensation for loss resulting from the destruction of such a portion of the drugs.
- (15) If any portion of drugs is fit for human consumption the Excise Commissioner shall make over such opium, medicinal hemp or medicinal opium, in any quantity not exceeding that which the transferee is likely to sell within two months, to the incoming licensed vendor, who, is taking place of the previous licensee, if the latter has surrendered the drugs in question to the Excise Commissioner or to any other licensed vendor of the district.
- (16) The licensee shall be bound to accept from the Excise Commissioner any portion of the drugs, which in the opinion of the Excise Commissioner does not amount to more than two months' supply, at such a price as shall be determined by the Excise Commissioner. This price shall be paid to the previous licensee, if he has surrendered the drugs in question to the Excise Commissioner.

Schedule showing the boundaries of the premises

1. Street and house number or other particulars.....
2. Bounded on the—
 North
 East
 South
 West

Excise Commissioner,
Himachal Pradesh.

Place.....

Dated.....

Note.—One copy of this licence shall be given to the licensee and one copy retained by the Excise and Taxation Commissioner.

FORM D. D. 6

Chemists' Licence granted on payment of a fee of Rs. 25

Licence for the sale by licensed chemists of —

- (a) coca derivatives,
- (b) morphine,
- (c) diacetylmorphine (heroin),

- (d) all preparations containing more than 0.2 per cent of morphia or containing diacetylmorphine but not for the sale of medicinal or prepared opium.

District.....

No. of licence.....

Name and description of licence.....

Locality of vend premises.....

The person named above and hereinafter called the licensee, is hereby authorised by the Excise Commissioner to possess and sell—

(a) coca derivatives,

(b) morphine,

(c) diacetylmorphine (heroin),

(d) all preparations containing more than 0.2 per cent of morphia or containing diacetylmorphine,

hereinafter referred to as "the drugs", from the date of this licence to the 31st March, 19 subject to the following conditions:—

(1) The licensee shall be bound by the provisions of the Dangerous Drugs Act, 1930 (Act No. II of 1930), the Himachal Pradesh Manufactured Drugs Rules, 1963 and any other rules which may from time to time be made under the said Act.

(2) The licensee shall be responsible for the acts and omissions of every person employed by him in carrying on his business, and of all his servants, as if the said acts and omissions were his own.

(3) The licensee shall not permit any drug, which he is authorised to sell, to be dispensed or handled by any person other than a medical practitioner or a dispenser registered under the Pharmacy Act, 1948 (VII of 1948).

(4) The licensee is authorised to sell the following drugs:—

(a) coca derivatives,

(b) morphine,

(c) diacetylmorphine,

(d) all preparations containing more than 0.2 per cent morphia or containing diacetylmorphine to the under mentioned persons referred to in rule 19 of the Himachal Pradesh Manufactured Drugs Rules, 1963 in such quantities as they are entitled to possess the drugs:—

(a) a medical practitioner;

(b) a licensed chemist licensed under these rules or under any rules for the time being in force in any State;

(c) any person authorised under rule 21 of the Himachal Pradesh Manufactured Drugs Rules, 1963 or any other corresponding rules for the time being as aforesaid;

(d) any person holding the prescription of a medical practitioner:

Provided that the drugs shall not be delivered to any person not licensed or otherwise authorised to be in possession of the drugs, who purports to be sent by or on behalf of a person so licensed, or so authorised, unless such a person produces an authority in writing, signed by the person so licensed, or so authorised, to receive the drugs on his behalf, and unless the licensee is satisfied that the authority is genuine.

(5) The licensee shall not sell or keep the drugs in any place except in the premises described above.

- (6) The licensee shall not at any time have in his possession the drugs in greater quantities than the following:—
 (a) coca derivatives.....
 (b) morphine.....
 (c) diacetylmorphine.....
 (d) all preparations containing more than 0.2 per cent of morphia or containing diacetylmorphine.....

(Amount to be entered here by the Excise Commissioner. One ounce equals 437.5 grains avoirdupois).

- (7) The licensee shall obtain his supplies of the drugs either by direct importation from another State or from another licensed vendor in Himachal Pradesh, after obtaining from the Excise Commissioner's necessary permit in the Form D.D. 2. The importation of the drugs by post is absolutely prohibited.
- (8) The licensee is authorised to compound any preparation containing morphine, diacetylmorphine or cocaine from the materials which he is lawfully entitled to possess.
- (9) The name of person, firm or body corporate dispensing the prescriptions, the address of the premises at which, and the date on which it is dispensed must be entered in the prescription.
- (10) All prescriptions for the dispensing of such drugs shall be written out in the Form D.D. 7 and the licensee shall be responsible that the prescriptions on the authority of which such drugs are to be sold, are made out in this form, as required by rule 1 (6) of the Himachal Pradesh Manufactured Drugs Rules, 1963.
- (11) (i) The licensee shall sell the drugs in such quantities and for the use of such persons only as may be specified in the prescription.
- (ii) If the prescription does not bear a superscription by any medical practitioner stating that it is to be repeated, and at what interval of time it is to be repeated, and how many times it is to be repeated, he shall sell the drugs once only on such a prescription and shall retain the prescription:

Provided that he shall first warn the person presenting the prescription, that, unless it bears the requisite superscription it will be retained.

- (iii) If the prescription bears the requisite superscription he shall enter in the prescription the date of sale, and shall sign and seal the prescription, giving particulars as laid down in condition 9:

Provided that, if it appears that the drugs have already been sold on the prescription six times, or such number of times as the prescription is required to be repeated, or that the interval specified in the prescription, has not elapsed since the prescription was last dispensed, he shall not sell the drugs on such a prescription, unless it has further been superscribed by the medical practitioner.

- (12) In the case of every sale, otherwise than on a prescription the licensee shall obtain a pass in the Form D.D. 3 or D.D. 4 to cover the export or the transport of the consignment to its destination.
- (13) The licensee shall maintain correct accounts of all transactions. Such accounts shall show in respect of each receipt, the source of supply, and the quantity received, and in respect of each issue the quantity issued, and the name and address of the person to

whom it is issued. He shall file in support of his accounts of receipts, the export or transport passes, and in respect of his account of issues, the original prescription on which they have been made up, and in the case of issue made otherwise than on a prescription, receipts from the person to whom the issues were made. Such accounts and documents shall be preserved for not less than two years from the date of the last entry in the accounts.

- (14) (a) In the case of preparations containing cocaine, morphine, or diacetylmorphine, the bottles, phials, packages, or other containers of these preparations, or the labels affixed to them, shall either plainly show the actual quantity of the drugs present in each container, or give sufficient particulars to admit of the ready calculation of such quantity.
- (b) A package or bottle containing the drugs shall before sale be marked with the quantity of the drugs in the package or bottle.
- (c) A preparation, admixture, extract, or any other substance containing any of these drugs shall be sold only in a package or bottle plainly marked:—
 - (i) in the case of a powder, solution or ointment with the total quantity thereof in the package or bottle, and the percentage of the drugs in the powder, solution or ointment;
 - (ii) in the case of tablets or other similar forms of preparation, with the quantity of the drugs in each tablet or other similar forms of preparation, and the number of tablets or other similar forms of preparation in the package or bottle.
- (15) All stocks of cocaine, morphine, or diacetylmorphine and preparations thereof, and all accounts and records of transaction under the licence shall be open to inspection by any officer of the Excise Department not below the rank of a Sub-Inspector and any officer of the Drug Control Department not below the rank of a Drugs Inspector.
- (16) The licensee shall on requisition by the Excise Commissioner or by any officer duly authorised by him in this behalf deliver up his licence for amendment or for the issue of fresh licence.
- (17) The licensee shall on the first day of every quarter submit correct quarter statement showing the quantity of drugs received by him during the previous quarter, the quantity sold by him and the quantity remaining in his possession, to the Excise and Taxation Officer of the district concerned and the Drugs Inspector of the Drugs Control Department, Himachal Pradesh.
- (18) If on the expiry of cancellation of this licence any stocks of the drugs remain in the possession of the licensee, he shall at once surrender the stocks to the Excise Commissioner. If any portion of these stocks is declared by the Civil Surgeon to be unfit for human consumption the Excise Commissioner shall forthwith cause that portion to be destroyed and the licensee shall not be entitled to claim any compensation for loss resulting from the destruction of such portion of the drugs.
- (19) If any portion of the drugs is fit for human consumption the Excise Commissioner shall make over such portion of the drugs, in any quantity not exceeding that the transferee is likely to sell within two months, to the incoming licensed vendor,

who is taking the place of the previous licensee if the latter has surrendered the drugs in question to the Excise Commissioner, or to any other licensed vendor of the district.

- (20) The licensee shall be bound to accept from the Excise Commissioner any portion of the drugs, which in the opinion of the Excise Commissioner, does not amount to more than two months' supply at such a price as may be determined by the Excise Commissioner. This price shall be paid to the licensee, who has surrendered the drugs in question to the Excise Commissioner.

Schedule showing the boundaries of the premises

1. Street and house number or other particulars.
2. Bounded on the—
North
East
South
West

Excise Commissioner,
Himachal Pradesh.

Place.....

Dated.....

Note.—One copy of this licence shall be given to the licensee and one copy retained by the Excise Commissioner.

FORM D.D. 7

Official form of prescription to be used when preparations of medicinal hemp or opium, cocaine, morphine or diacetylmorphine are prescribed

Not to be repeated

*To be repeated at intervals of.....days.

1. Name and description of the person to whom the prescription is issued.

2. Description of drug to be supplied.

3. Amount of drug to be supplied.

.....
.....
Full name, qualification and
signature of the medical practitioner.

Address.....

Date.....

*Cross out one of the two alternatives. On the authority of this prescription the drug must not be supplied to the holder of this prescription more than 6 times.

Name of the person (or firm) who dispenses the prescription.

Address of premises.....

Date.....

FORM D.D. 7-A

Form of the register to be maintained by a medical practitioner permitted to possess manufactured drugs under the Manufactured Drugs Rules

Date and month	Name and address of the licensee from whom the drug was purchased	Amount purchased	Amount of drug administered	Name and address of the patient	Balance	Remarks
1	2	3	4	5	6	7

N.B.—For each class of drug separate page shall be allotted.

[To be maintained by the Excise and Taxation Officer of the District].

FORM D.D. 7-B

Register showing particulars of medical practitioners, registered with the Excise and Taxation Officer of.....district for the possession of manufactured drugs other than prepared opium for use in his practice and not for sale

Registration No. allotted to the medical practitioner by the Excise and Taxation Department	Name, address and other particulars of the medical practitioner	Medical registration number	Name of the Bazar/ Street/ Mohalla in which shop is located	Name of the village/ town/city in which shop is located	Name of Tehsil	Remarks
1	2	3	4	5	6	7

FORM D.D. 7-C

Certified that—

- (1) Shri.....
(2) Son of.....
(3) Locality.....
(4) Medical Registration No.....
has been registered in this district in accordance with the provisions of the Himachal Pradesh Manufactured Drugs Rules, 1963 and his registration No. is.....in the district register prescribed in Form D.D. 7-B.

*Excise and Taxation Officer,
District.....*

SEAL

N.B.—This certificate shall on demand by an Excise Officer will be produced by the medical practitioner, for his inspection.

By order,
RAGHUBIR SINGH,
Joint Secretary.

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